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June 30, 2023

BY ECF AND EMAIL

The Honorable Analisa Torres
United States District Judge
United States Courthouse
500 Pearl Street
New York, NY 10007
Torres_NYSDChambers@nysd.uscourts.gov

Re: *Proskauer Rose LLP v. Jonathan O'Brien*, No. 1:22-CV-10918-AT

Dear Judge Torres:

We represent Plaintiff Proskauer Rose LLP (“Proskauer”) in the above-referenced action, and we write on behalf of both Parties. Pursuant to the Court’s May 30, 2023 Stipulation and Order Regarding Temporary Stay, ECF No. 95, Proskauer and Defendant Jonathan O’Brien (together, the “Parties”) have engaged in settlement discussions over the past 30 days. The Parties were unable to reach an agreement during the stay. Although the Parties will continue to explore the possibility of settlement, we jointly seek to move the litigation forward as well. In light of the time elapsed during the stay, and to accommodate scheduling constraints and competing obligations on both sides, the Parties respectfully request that the Court enter an order amending the scheduled deadlines in this case, as follows:

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Event	Current Deadline¹	Proposed Deadline
Defendant to file Answer or Otherwise Respond to Amended Complaint	July 10, 2023	August 7, 2023
Plaintiff to respond to Defendant's interrogatory requiring identification of trade secrets Defendant allegedly misappropriated (¶ 6(b)(i), Dkt. 85)	July 10, 2023	September 7, 2023
Requests for admission (¶ 6(d), Dkt. 85)	July 25, 2023	October 25, 2023
Deadline for parties to meet and confer on a schedule for expert disclosures (¶ 7(b) Dkt. 85)	August 8, 2023	November 15, 2023
Fact discovery closes; all depositions completed (¶¶ 5, 6(c), Dkt. 85)	September 7, 2023	December 15, 2023
Deadline for completion of expert discovery	October 23, 2023	January 22, 2024
Deadline for a pre-motion conference for summary judgment motion (¶ 8, Dkt. 85)	September 21, 2023	December 29, 2023
Deadline for counsel to meet face-to-face for at least one hour to discuss settlement (¶ 9, Dkt. 85)	September 21, 2023	December 29, 2023
Case management conference (¶ 15, Dkt. 85)	September 28, 2023	January 11, 2024

¹ In accordance with the Stipulation and Order Regarding Temporary Stay, ECF No. 95, the "Current Deadlines" calculated above are 30 days from the deadlines set forth in the Civil Case Management Plan and Scheduling Order, ECF No. 85.

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Event	Current Deadline ¹	Proposed Deadline
Deadline for Final Pretrial Submission (¶ 11, Dkt. 85)	October 22, 2023	February 21, 2024

Although the Parties recognize this proposed schedule exceeds the 120-day period set forth in the initial scheduling order entered by the Court, we respectfully submit it is warranted in light of the Parties' twin goals of moving the case forward while continuing to explore a consensual resolution.

We appreciate the Court's attention to this matter.

/s/ Jyotin Hamid
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